



Please place a plus sign (+) inside this box → +

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/972,035
		Filing Date	October 4, 2001
		First Named Inventor	Daniel Albert WETTSTEIN
		Group Art Unit	1653
		Examiner Name	
Total Number of Pages in This Submission	Eight (8)	Attorney Docket Number	1907.03

### ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="text" value="Remarks"/>		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	JAY Z. ZHANG, REG. NO. 44.003	
Signature		
Date	January 2, 2002	

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: January 2, 2002.

Typed or printed name	Michael Moreno	Date	January 2, 2002
Signature			



# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT** (\$ 1383

Complete if Known	
Application Number	09/972,035
Filing Date	October 4, 2001
First Named Inventor	Daniel Albert WETTSTEIN
Examiner Name	
Group Art Unit	1653
Attorney Docket No.	1907.03

## METHOD OF PAYMENT

1.  The Commissioner is hereby authorized to charge indicated fees and credit overpayments to:  
Deposit Account Number 50-1627  
Deposit Account Name Myriad Genetics, Inc.

Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17

Applicant Claims small entity status.  
See 37 CFR 1.27

2.  Payment Enclosed:  
 Check  Credit Card  Money Order  Other

## FEE CALCULATION

### 2. BASIC FILING FEE

Large Entity Fee Code	Fee (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101	740	201	370 Utility filing fee	370
106	330	206	165 Design filing fee	
107	510	207	255 Plant filing fee	
108	740	208	370 Reissue filing fee	
114	160	214	80 Provisional filing fee	
<b>SUBTOTAL (1)</b>				<b>\$370</b>

### 1. EXTRA CLAIM FEES

Total Claims	60 -20** = 40	x	Fee from below	Fee Paid
Indep. Claims	17 -3** = 14	x	\$9	= 360

Multiple Dependent

Large Entity Fee Code	Fee (\$)	Small Entity Fee Code (\$)	Fee Description
103	18	203	9 Claims in excess of 20
102	84	202	42 Independent claims in excess of 3
104	280	204	140 Multiple dependent claim, if not paid
109	84	209	42 ** Reissue independent claims over original patent
110	18	210	9 ** Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2) \$ 948</b>			

*\*\*or number previously paid, if greater; For Reissues, see above.*

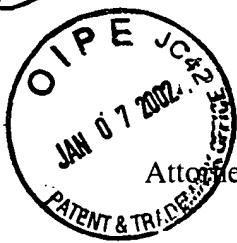
### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105	130	205 Surcharge – late filing fee or oath	65.00
127	50	227 Surcharge – late provisional filing fee or cover sheet	
139	130	139 Non-English specification	
147	2,520	147 For filing a request for <i>ex parte</i> reexamination	
112	920*	112 Requesting publication of SIR prior to Examination action	
113	1,840*	113 Requesting publication of SIR after Examiner action	
115	110	215 Extension for reply within first month	
116	400	216 Extension for reply within second month	
117	920	217 Extension for reply within third month	
118	1,440	218 Extension for reply within fourth month	
128	1,960	228 Extension for reply within fifth month	
119	320	219 Notice of Appeal	
120	320	220 Filing a brief in support of an appeal	
121	280	221 Request for oral hearing	
138	1,510	138 Petition to institute a public use proceeding	
140	110	240 Petition to revive – unavoidable	
141	1,280	241 Petition to revive – unintentional	
142	1,280	242 Utility issue fee (or reissue)	
143	460	243 Design issue fee	
144	620	244 Plant issue fee	
122	130	122 Petitions to the Commissioner	
123	50	123 Processing fee under 37 CFR 1.17(q)	
126	180	126 Submission of Information Disclosure Stmt	
581	40	581 Recording each patent assignment per property (times number of properties)	
146	740	246 For each additional invention to be examined (37 CFR § 1.129(a))	
149	740	249 For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279 Request for Continued Examination (RCE)	
169	900	169 Request for expedited examination of a design application	
Other fee (specify) _____			

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$ 65**

SUBMITTED BY		Complete (if applicable)		
Name (Print/Type)	Jay Z. Zhang	Registration No. (Attorney/Agent)	44,003	Telephone
Signature				Date 01/02/2002



Attorney Docket No. 1907.03

*See for*  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: WETTSTEIN et al.  
Serial No.: 09/972,035  
Filed: October 4, 2001  
For: TSG101-GAGP6 INTERACTION AND USE THEREOF

January 2, 2002

**BOX MISSING PARTS**

Assistant Commissioner for Patents  
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

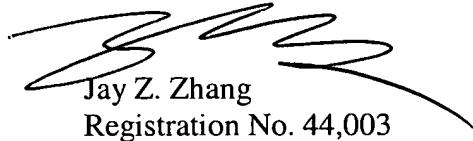
Sir:

In response to a Notice to File Missing Parts of Application under 37 CFR 1.53(b) dated November 15, 2001, response copy attached, a Declaration and Power of Attorney identifying the above referenced application by Serial Number and Filing Date is herewith submitted.

Please charge the following fees and any additional fees or credit any overpayment for the payment of the filing fee, any extra claims fees or the surcharge to our Deposit Account No. 50-1627:

\$ 65.00	(surcharge under 37 C.F.R. 1.16(e))
370.00	(basic filing fee)
<u>948.00</u>	(additional claims fee)
\$1383.00	<b>TOTAL</b>

Respectfully submitted,

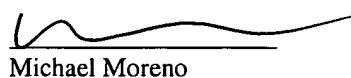
  
Jay Z. Zhang  
Registration No. 44,003

Law Department  
**Myriad Genetics, Inc.**  
320 Wakara Way  
Salt Lake City, UT 84108  
Telephone: 801-584-3600  
Fax: 801-584-3640

**CERTIFICATE OF MAILING**

Date: January 2, 2002

I hereby certify that this correspondence is being deposited on the above date with the United States Postal Service as Registered Mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, Washington, DC 20231.

  
Michael Moreno

1-2-02  
Date



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/972,035	10/04/2001	Daniel Albert Wettstein	1907.03

## CONFIRMATION NO. 2866

26698  
 MYRIAD GENETICS INC.  
 LEGAL DEPARTMENT  
 320 WAKARA WAY  
 SALT LAKE CITY, UT 84108

## FORMALITIES LETTER



\*OC000000007076981\*

Date Mailed: 11/15/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 370 to complete the basic filing fee for a small entity.*
- Total additional claim fee(s) for this application is \$948.
  - \$360 for 40 total claims over 20.
  - \$588 for 14 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1383.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be

01/10/2002 CWR/ACHA 00000058 501625  
 09/972035  
 370.00  
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 65.00  
 01 FC:203  
 02 FC:203  
 03 FC:205  
 04 FC:205

submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

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*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE